Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1. - 9. (canceled)

10. (currently amended) A bituminous draining road blanket comprising an upper partial layer and a lower partial layer wherein (a) the upper partial layer comprises a modified bituminous binder, aggregate having a first particle size distribution, and at least 2 % ~~to 11~~ % by weight of filler material and (b) the lower partial layer comprises a bituminous binder and aggregate having a second particle size distribution which is larger than said first particle size distribution.

11. (currently amended) The bituminous draining road blanket of claim 10, wherein [[the]] a ratio of the second particle size distribution to the first particle size distribution is from about 3:1 to about 4:1.

12. (previously presented) The bituminous draining road blanket of claim 11, wherein the first particle size distribution is selected from the ranges 2/4, 4/6 and 6/10.

13. (previously presented) The bituminous draining road blanket of claim 12, wherein the first particle size distribution comprises at least 95 % 4/6 range.

14. (previously presented) The bituminous draining road blanket of claim 10, wherein the second particle size distribution is selected from the ranges 10/14, 10/20 and 14/20.

15. (previously presented) The bituminous draining road blanket of claim 13, wherein the second particle size distribution comprises at least 95 % 10/14 range.

16. (canceled)

17. (canceled)

18. (currently amended) The bituminous draining road blanket of claim 14, wherein a void ratio of ~~both the upper partial layer and~~ the lower partial layer is at least 25 %.

19. - 23. (canceled)

24. (currently amended) The bituminous draining road blanket of claim 10, wherein

[[the]] a ratio of said second particle size distribution to said first particle size distribution is from about 3:1 to about 4:1, the first particle size distribution is selected from the ranges 2/4, 4/6 and 6/10, the second particle size distribution is selected from the ranges 10/14, 10/20 and 14/20, a void ratio of ~~both the upper partial layer and~~ the lower partial layer is at least about 25 % ~~to about 30 %~~, and wherein the modified bituminous binder of the upper partial layer ~~comprises (i) at least 50 % of road quality bitumen, (ii) at least 3 % of styrene-butadiene-styrene based elastomer and (iii) bitumen containing less than 6 % of saturated products and less than 7 % of asphaltenes~~ is present in an amount of at least 4 % by weight.

25. (currently amended) A road comprising a draining bituminous blanket on its surface, wherein said blanket comprises (a) an upper partial layer comprising a modified bituminous binder, aggregate having a first particle size distribution, and at least 2 % ~~to 11 %~~ by weight of filler material and (b) a lower partial layer comprising a bituminous binder and aggregate having a second particle size distribution which is larger than said first particle size distribution.

26. (currently amended) The road of claim 25, wherein [[the]] a thickness of the upper partial layer is in the range from 1.5 cm to 2 cm.

27. (currently amended) The road of claim 26, wherein [[the]] a thickness of the lower partial layer is in the range from 2.5 cm to 4 cm.

28. (currently amended) A process for providing a road surface with a draining bituminous blanket comprising two layers, which process comprises applying, by a road finishing machine and in one of a single pass and two successive passes, a lower partial layer and an upper partial layer, the upper partial layer comprising a modified bituminous binder, aggregate having a first particle size distribution, and at least 2 % ~~to 11 %~~ by weight of filler material and the lower partial layer comprising a bituminous binder and aggregate having a second particle size distribution which is larger than said first particle size distribution.

29. (previously presented) The process of claim 28, wherein the layers are applied at a temperature of at least 135 °C.

30. (new) The bituminous draining road blanket of claim 10, wherein the upper partial layer comprises at least 4 % by weight of modified bituminous binder.

31. (new) The bituminous draining road blanket of claim 10, wherein the modified bituminous binder comprises a pure bitumen modified by a styrene-butadiene-styrene

copolymer.

32. (new) The bituminous draining road blanket of claim 31, wherein the modified bituminous binder comprises a pure bitumen modified by a styrene-butadiene-styrene copolymer.

33. (new) The bituminous draining road blanket of claim 10, wherein the aggregate having a first particle size distribution is of a monogranular type.

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34. (new) The bituminous draining road blanket of claim 33, wherein the aggregate having a second particle size distribution is of a monogranular type.

35. (new) The bituminous draining road blanket of claim 13, wherein the aggregate having a first particle size distribution is of a monogranular type.

36. (new) The bituminous draining road blanket of claim 15, wherein the aggregate having a second particle size distribution is of a monogranular type.